



Deval L. Patrick  
Governor

# *The Commonwealth of Massachusetts*

## *Department of Public Safety*

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Andrea J. Cabral  
Secretary

Thomas G. Gatzunis, P.E.  
Commissioner

### Minutes

#### **Board of Elevator Regulations**

**One Ashburton Place, 21<sup>st</sup> Floor, Boston, MA 02108**

**August 5, 2014, 1:00 p.m.**

1. Board Members Present:

Walter Zalenski, Chair  
Mike Nicoloro, Member  
Cheri Davis, Member  
David Gaudet, Member  
John O'Donoghue, Member

Board Members Not Present:

Harold McGonagle, Member  
Thomas Riley, Member  
David Morgan, Member

Guests Present:

Alexis Kobey, DPS  
Robert Chiampi, DPS  
Brain Butler, Middlesex Community College  
James Dowd, Skanska USA  
Brad McClay, Associated Elevator  
Walter B. Adams, WBA Associates  
Stefan Gruber, PVE  
Terry Steen, Nationwide Lifts  
Andrew Stevenson, Lorock

2. The minutes from a previous meeting on July 29, 2014, were reviewed by members present.

**Motion to approve these minutes made by John O'Donoghue, seconded by Mike Nicoloro, all in favor. Zalenski abstained.**

### The Board heard the following Petitions:

3. **44 Middle Street, Lowell – 160-P-220**

**524 CMR Section 35 3.18.3.8.3**

**Owner: Middlesex Community College, 24 Howe Street, Lowell**

**Petitioner: Associated Elevator, 583D Forest Road, South Yarmouth**

The petitioner is seeking a variance to allow for the installation of an EZ Sleeve around the existing casing in lieu of a PVC liner. The unit is going through a modernization and is in an academic building. The petitioner and owner explored other options but found they would seriously disrupt academics and surrounding residences and found this was their best option. Motion made by Cheri Davis to grant the variance to allow the installation of the EZ Sleeve.

**Motion by:** Cheri Davis

**Seconded by:** John O'Donoghue

**Vote:** 5-0, all in favor.

4. **730 Bedford Street, Fall River**

**Owner:** Silva-Faria Funeral Home, 730 Bedford Street, Fall River

**Petitioner:** The Petitioner was a "no show."

5. **100 Northern Avenue, Boston – 1-P-12234**

**524 CMR Section 17.06 (1)**

**Owner:** Institute of Contemporary Art, 100 Northern Avenue, Boston

**Petitioner:** Jana E. Dengler, 100 Northern Avenue, Boston

The petitioner is seeking a variance to allow for the installation of art work at the Institute of Contemporary Art. This art work will be connected at various points to the top guardrail of the elevator. The material is fire rated and the petitioner agreed to not allow of the material to hang lower than the glass enclosure. Motion made by Cheri Davis to grant the variance with the following conditions: the work must be permitted, performed by a licensed elevator mechanic and must be inspected by the Department of Public Safety before the elevator goes back into service. Additionally, this variance is in effect from September 15, 2014 until January 10, 2015.

**Motion by:** Cheri Davis

**Seconded by:** Mike Nicoloro

**Vote:** 5-0, all in favor

6. **39 Sears Road, Wayland**

**ASME A17.1-2004 Section 5.1.1.10.1**

**Owner:** Stephen Winthrop, 6 Adams Lane, Wayland

**Petitioner:** Stephen Winthrop, 6 Adams Lane, Wayland

The petitioner is seeking a variance to allow for the platform in their elevator to be 4 feet wide and 5 feet deep to accommodate a power wheelchair. The owner has been diagnosed with ALS and due to his height will need a larger wheelchair. The larger platform will allow for both the wheelchair and a companion to fit in the elevator. Motion made by John O'Donoghue to grant the variance.

**Motion by:** John O'Donoghue

**Seconded by:** Cheri Davis

**Vote:** 5-0, all in favor

7. **PVE37**

The petitioner is seeking a product variance to allow for the installation of the Pneumatic Vacuum Elevator at a private residence located at 66 Sparks Street, Cambridge. The owner of the home

had mobility issues and feels that this unit is the best option for her home. There will be two levels of travel with a maximum rise of thirty five feet. The unit uses suction (air) to create lift rather than cables or pistons. The Board discussed the possible installation of the lift and determined that more information needed to be provided and each variance they needed would need to be submitted to the Board. Motion made by David Gaudet to place the petition under advisement pending more information.

**Motion by:** David Gaudet

**Seconded by:** Cheri Davis

**Vote: 5-0, all in favor**

Motion to adjourn made by John O'Donoghue, seconded by Cheri Davis, meeting ended at 3:00pm.

**Exhibit List:**

Exhibit 1: Minutes from June 29, 2014

Exhibit 2: Petition packet from 44 Middle Street, Lowell

Exhibit 3: Petition packet from 730 Bedford Street, Fall River

Exhibit 4: Petition packet from 100 Northern Avenue, Boston

Exhibit 5: Petition packet from 39 Sears Road, Wayland

Exhibit 6: Petition packet from PVE37

Prepared by: Alexis Kobey